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CLARIANT CORPORATION
INTELLECTUAL PROPERTY DEPARTMENT
4000 MONROE ROAD
CHARLOTTE NC 28205

In re Application of
LEINWEBER et al.
Application No.: 10/562,097 : DECISION ON SUBMISSION
PCT No.: PCT/EP04/06651 :
Int. Filing Date: 19 June 2004 :
Priority Date: 02 July 2003 :
Attorney Docket No.: 2003DE430 :
For: ALKOXYLATED DENDRIMERS AND USE
THEREOF AS BIODEGRADABLE DEMULSIFIERS :
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This application is before the PCT Legal Office for consideration of matters arising under 35 U.S.C. 371. Applicant submitted an executed declaration in the above referenced application filed in the United States Patent and Trademark Office on 21 December 2005.

BACKGROUND

On 21 December 2005, applicant filed a transmittal letter concerning a filing under 35 U.S.C. 371 accompanied by the basic national fee and an executed declaration. The published international application identified the fourth inventor as Heidi Grundner. However, the declaration identified the fourth inventor as Heidi Rausch and was executed as such.

DISCUSSION

A review of the application file reveals that the given name of the applicant as listed on the published international application is "Heidi Grundner." The declaration, filed on 21 December 2005, is signed by "Heidi Rausch". The executed declaration is not in compliance with 37 CFR 1.497(a) and (b) as the declaration does not name the inventive entity identified in the published international application. Thus, the declaration does not satisfy the requirements of 35 U.S.C. 371 (c)(4) for entrance into the national stage in the United States.

It does not appear that applicant filed a request under PCT Rule 92bis to change the name of the inventor as no Notification of the Recording of a Change (Form PCT/IB/306) has been submitted which indicates that the name change was accepted. Should applicant wish to change the fourth inventor's name to Rausch, a petition under 37 CFR 1.182 is required. See MPEP §605.04(c).

CONCLUSION

The declaration of inventors submitted by applicants on 21 December 2005 is not in compliance with 37 CFR 1.497(a) and (b) and is unacceptable.

A petition under 37 CFR 1.182 is required. The application will be held in the PCT Legal Office to await applicant's further reply.

Applicant must respond within **ONE (1) MONTH** from the mail date of this decision.

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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